IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

NOTICE OF MOTION NO.721 OF 2006
IN
APPEAL (LDG.) NO.173 OF 2006
IN
NOTICE OF MOTION NO.3790 OF 2004
IN
SUIT NO.1705 OF 2004

Bhartiya Vidya Sabha Ghatkopar ....Appellant

V/s.

Vidyadhar Palm View Co-operative
Housing Society Ltd. & Ors. ....Respondents

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Mr.Rajesh S. Datar for the Appellant.

Mr.Mohan Rane for Respondent Nos.1 and 2.

Ms.Geeta Shastri for Respondent Nos.3 and 4.

CORAM : DR.S. RADHAKRISHNAN &
S.J. VAZIFDAR, JJ.
DATED : 23RD MARCH, 2006.

P.C. :

Mentioned, not on board.

2. Heard the learned counsel for the Appellant and the Respondents. Perused the affidavit in support of the Notice of Motion. For the reasons stated in the affidavit in support of the Notice of Motion, sufficient cause is made out for condoning the delay. There is no case of inaction, negligence or want of bona-fide on the part of the Appellant. Hence, the

Notice of Motion is made absolute in terms of prayer clause (a).

3. Place the Appeal for admission on 4.4.2006 subject to numbering.

(DR.S. RADHAKRISHNAN, J.)

(S.J. VAZIFDAR, J.)